

RECORDATION NO. 9453-B Filed 1425

MAR 15 1979 - 11 40 AM

INTERSTATE COMMERCE COMMISSION

RECORDATION NO. 9453-D Filed 1425

MAR 15 1979 - 11 40 AM

INTERSTATE COMMERCE COMMISSION

RECORDATION NO. 9453-E Filed 1425

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INTERSTATE COMMERCE COMMISSION

RECORDATION NO. 9453-C Filed 1425

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RECORDATION NO. 9453-F Filed 1425

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INTERSTATE COMMERCE COMMISSION

March 15, 1979

Secretary of the
Interstate Commerce Commission
Washington, D.C. 20423

Dear Sir:

Enclosed for recordation in the order listed below pursuant to 49 U.S.C. 11303 under I.C.C. Recordation No. 9453, please find the original and three counterparts of each of the following documents:

✓(1) First Amendment to Equipment Schedule executed by Rex Railways, Inc. and Skiva International, Inc. dated as of February 13, 1979 designating Skiva International, Inc. as the lessor under the Lease Agreement with respect to the Boxcars identified in the Equipment Schedule filed with the Interstate Commerce Commission on Feb. 26, 1979 at 11:20 AM under Recordation No. 9453-A.

✓(2) Lease Agreement Assignment from Skiva International, Inc., as Vendee, to the Provident Bank, as Assignee, dated as of February 13, 1979.

✓(3) Management Agreement between Skiva International, Inc., as Vendee, and Rex Railways, Inc., as Manager, dated as of February 13, 1979.

✓(4) Management Agreement Assignment between Skiva International, Inc., as Vendee, and the Provident Bank, as Assignee, dated as of Feb. 13, 1979.

✓(5) Assignment dated March 15, 1979 between Skiva International, Inc. as Owner, and C & H Railways, Ltd., as Assignee.

✓(6) Second Amendment to Equipment Schedule executed by Rex Railways, Inc., Skiva International, Inc., and C & H Railways, Ltd. dated as of March 14, 1979 designating C & H Railways, Ltd. as the lessor under the Lease Agreement with respect to the Boxcars identified in the Equipment Schedule filed with the Interstate Commerce Commission on Feb. 26, 1979 at 11:20 A.M. under Recordation no. 9453-A.

9-074A041
MAR 15 1979
Data
Fee \$ 60.00
ICC Washington, D. C.

Counterparts
Peter A. Khan

RECORDATION NO. 9453-G Filed 1425

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Also enclosed is a check for \$60.00 payable to Interstate Commerce Commission in payment of the fee for recording the above documents.

The names and addresses of the parties to the documents are as follows:

1. Rex Railways, Inc.
616 Palisade Avenue
Englewood, New Jersey 07632
2. Skiva International, Inc.
1350 Broadway
New York, New York 10018
3. The Provident Bank
One East Fourth Street
Cincinnati, Ohio 45202
4. C & H Railways, Ltd.
1350 Broadway
New York, New York 10018

The equipment covered by the documents consists of 100 70-ton 50'6" XM boxcars, having identifying marks of LCRC 2001 through and including 2100.

The 100 boxcars referred to above are subject to a Conditional Sale Agreement between Twitter, Inc., as Vendor, and Skiva International, Inc., as Vendee, dated as of February 13, 1979 recorded with the Interstate Commerce Commission on February 22, 1979 at 4:40 P.M., Re-cordation No. 10131.

Please return three stamped copies of each of the enclosed documents to:

Battle, Fowler, Jaffin,
Pierce & Kheel
280 Park Avenue
New York, N.Y. 10017

Attention: Thomas E. Kruger

Yours truly,

Twitter, Inc.

By 

Interstate Commerce Commission
Washington, D.C. 20423

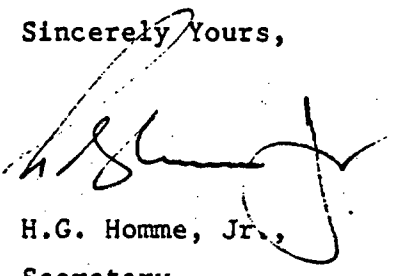
OFFICE OF THE SECRETARY

Thomas E. Kruger
Battle, Fowler, Jaffin, Pierce & Kheel
280 Park Avenue
New York, NY 10017

Dear Mr. Kruger:

The enclosed document(s) was recorded pursuant to the
provisions of Section 20(c) of the Interstate Commerce Act,
49 U.S.C. 20(c), on March 15, 1979 at 11:40 am ,
and assigned recordation number(s) 10131-B, 10131-C, 10131-D,
10131-E and 10131-F

Sincerely Yours,



H.G. Homme, Jr.,
Secretary

Enclosure(s)

SE-30-T
(2/78)

MAR 15 1979 - 11 40 AM

INTERSTATE COMMERCE COMMISSION

SECOND AMENDMENT TO EQUIPMENT SCHEDULE

DATED AS OF MARCH 15, 1979

BY

REX RAILWAYS, INC.,

SKIVA INTERNATIONAL, INC.

AND

C & H RAILWAYS, LTD.

(Covering up to 100 General Purpose Boxcars).

Filed and recorded with the Interstate Commerce Commission
pursuant to 49 U.S.C. 11303 (formerly Section 20c of the
Interstate Commerce Act) on _____, 1979, at
_____, Recordation No. _____.

SECOND AMENDMENT TO EQUIPMENT SCHEDULE

This amendment amends that certain equipment schedule (the Equipment Schedule) signed on behalf of Rex Railways, Inc., a New Jersey corporation (Rex), on October 4, 1978 and on behalf of Lenawee County Railroad Company, Inc., a Michigan corporation (Lessee) on October 9, 1978 relating to 100 XM Boxcars bearing Lessee's designating numbers LCRC 2001-2100 inclusive. The Equipment Schedule amends the lease agreement (the Lease Agreement) dated September 23, 1977 by and between Lessee and Rex, as amended on November 21, 1977. A first amendment to the Equipment Schedule was executed as of February 13, 1979.

By this amendment:

1. By virtue of an Assignment dated March 15, 1979 between Skiva International, Inc., a New York company, and C & H Railways, Ltd., a Delaware corporation (C & H), the undersigned hereby identify C & H as the principal for whom Rex is acting and who owns the Boxcars identified in the Equipment Schedule.

2. The undersigned acknowledge that, as such principal, C & H is entitled to all of the rights, powers, and entitlements, and is subject to all of the duties, obligations and liabilities, of the lessor under the Lease.

Agreement with respect to the Boxcars identified in the equipment schedule.

IN WITNESS WHEREOF, this amendment has been executed on behalf of the undersigned as of this 15th day of March, 1979.

Rex Railways, Inc.

By *Frank A. Salitan, Ex. V.P.*

Skiva International, Inc.

By *Albert Chehebar*

C & H Railways, Ltd.

By *Albert Chehebar*

STATE OF *New York*)
COUNTY OF *New York*) ss:.

On this *15* day of March, 1979, before me personally appeared Albert Chehebar, to me personally known, who being by me duly sworn, says that he is the President of Skiva International, Inc., that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

(seal)

Martin S. Sussman
(Title of officer)

My commission expires

MARTIN S. SUSSMAN
Notary Public, State of New York
No. 30-4500640
Qualified in Nassau County
Commission Expires March 30, 1979

STATE OF *New York*)
COUNTY OF *New York*) : ss:.

On this 14th day of March, 1979, before me personally appeared Mark A. Salitan, to me personally known, who being by me duly sworn, says that he is the Executive Vice President of Rex Railways, Inc., that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

(seal)

Esther S. Brower
(Title of officer)

My commission expires

ESTHER S. BROWER
NOTARY PUBLIC, State of New York
No. 31-4606145
Qualified in New York County
Commission Expires March 30, 1981

STATE OF *New York*)
COUNTY OF *New York*) : ss:.

On this 15th day of March, 1979, before me personally appeared Albert Chehebar, to me personally known, who being by me duly sworn, says that he is the President of C & H Railways, Ltd., that the seal affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

(seal)

Martin S. Sussman
(Title of officer)

My commission expires

MARTIN S. SUSSMAN
Notary Public, State of New York
No. 30-4500640
Qualified in Nassau County
Commission Expires March 30, 1979